

1 **Thomas P. Riley, SBN 194706**
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
3 **First Library Square**
4 **1114 Fremont Ave.**
5 **South Pasadena, CA 91030**

6 **Tel: 626-799-9797**
7 **Fax: 626-799-9795**
8 **TPRLA@att.net**

9
10 **Attorneys for Plaintiff**
11 **J & J Sports Productions, Inc.**

12
13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**

15 **J & J Sports Productions, Inc.,**

16 **Plaintiff,**

17 **vs.**
18 **Israel Valencia Garcia, individually**
19 **and d/b/a La Copa,**

20 **Defendant.**

21 **Case No. 5:08-cv-00990-PVT**

22 **REQUEST TO ENTER DEFAULT**

23 **TO: THE CLERK OF THE ABOVE-ENTITLED COURT:**

24 Plaintiff, J & J Sports Productions, Inc., hereby requests that the Clerk of the
25 above-entitled Court enter default in this matter against Defendant **Israel Valencia**
26 **Garcia, individually and d/b/a La Copa**, on the grounds that said Defendant has
27 failed to appear or otherwise respond to the Summons and Complaint within the time
28 prescribed by the Federal Rules of Civil Procedure.

29 **///**

30 **///**

1 Said Defendant was duly served with the Summons and Complaint, evidenced by
2 the Proof of Service on file with this Court.
3
4
5

6 Dated: June 18, 2008
7
8

/s/ Thomas P. Riley

9
10 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
11 By: Thomas P. Riley
12 Attorneys for Plaintiff
13 J & J Sports Productions, Inc.
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

///

///

///

///

///

///

///

///

///

///

///

///

PROOF OF SERVICE (SERVICE BY MAIL)

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is First Library Square, 1114 Fremont Avenue, South Pasadena, California 91030. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On June 18, 2008, I served:

REQUEST TO ENTER DEFAULT

On all parties referenced by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Israel Valencia Garcia (Defendant)
1007 Barnes Street
Mission, TX 78572

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct and that this declaration was executed on June 18, 2008, at South Pasadena, California.

Dated: June 18, 2008

/s/ Terry Houston
TERRY HOUSTON

1 **Thomas P. Riley, SBN 194706**
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
3 **First Library Square**
4 **1114 Fremont Ave.**
5 **South Pasadena, CA 91030**

6 **Tel: 626-799-9797**
7 **Fax: 626-799-9795**
8 **TPRLA@att.net**

9 **Attorneys for Plaintiff**
10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **J & J Sports Productions, Inc.**

14 **Plaintiff,**

15 **vs.**

16 **Israel Valencia Garcia, individually**
17 **and d/b/a La Copa,**

18 **Defendant.**

19 **Case No. 5:08-cv-00990-PVT**

20 **AFFIDAVIT OF PLAINTIFF'S**
21 **COUNSEL IN SUPPORT OF**
22 **PLAINTIFF'S REQUEST TO**
23 **ENTER DEFAULT**

24 **To: The Clerk of the above-entitled Court:**

25 I, Thomas P. Riley, declare as follows:

26 1. I am the attorney for J & J Sports Productions, Inc., in the above-entitled
27 action.

28 2. On May 28, 2008, Defendant was duly served with Summons and
Complaints and supplemental suit papers filed in this action.

29 3. On or about June 10, 2008, the Proof of Service, evidencing same was
filed with the Court.

4. The Defendant has not appeared in this action and has not responded to the Complaint within the time permitted by law.

5. Defendant is an not infant, incompetent person, or person in military service or otherwise exempted from default judgment under the Soldiers' and Sailors' Civil Relief Act of 1940.

6. Plaintiff respectfully requests default in its favor.

I declare under the penalty of perjury of the laws of the State of California and the United States of America that the above is true and correct.

Respectfully submitted,

Dated: June 18, 2008

/s/ Thomas P. Riley

LAW OFFICES OF THOMAS P. RILEY, P.C.

By: Thomas P. Riley

Attorneys for Plaintiff

J & J Sports Production, Inc.

111

111

///

111

111

111

111

1 **PROOF OF SERVICE (SERVICE BY MAIL)**
2

3 I declare that:

4
5 I am employed in the County of Los Angeles, California. I am over the age of
6 eighteen years and not a party to the within cause; my business address is First Library
7 Square, 1114 Fremont Avenue, South Pasadena, California 91030. I am readily familiar
8 with this law firm's practice for collection and processing of correspondence/documents
9 for mail in the ordinary course of business.

10
11 On June 18, 2008, served:

12 **AFFIDAVIT OF PLAINTIFF'S COUNSEL IN SUPPORT OF**
13 **PLAINTIFF'S REQUEST TO ENTER DEFAULT**

14 On all parties referenced by enclosing a true copy thereof in a sealed envelope with
15 postage prepaid and following ordinary business practices, said envelope was duly
16 mailed and addressed to:

17
18 Israel Valencia Garcia (Defendant)
19 1007 Barnes Street
20 Mission, TX 78572

21 I declare under the penalty of perjury pursuant to the laws of the United States
22 that the foregoing is true and correct and that this declaration was executed on June 18,
23 2008, at South Pasadena, California.

24
25 Dated: June 18, 2008

/s/ Terry Houston
TERRY HOUSTON